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15

16   UNITED STATES DISTRICT COURT

17   NORTHERN DISTRICT OF CALIFORNIA

18   SAN FRANCISCO DIVISION

19

20 SPANSION LLC, a
    Delaware corporation,   CASE NO. C 06-01733 MJJ (EMC)

21   Plaintiff,

22   v.   STIPULATION AND [PROPOSED]
                                              ORDER OF DISMISSAL WITH
23 MACRONIX INTERNATIONAL CO., LTD., a   PREJUDICE

24 Taiwan corporation, and MACRONIX
    AMERICA, INC., a California corporation,

25

26   Defendants.

27

28

STIPULATION

Plaintiff Spansion, LLC, and Defendants Macronix International Co., Ltd. and Macronix America, Inc., by and through their counsel of record, hereby stipulate to dismissal of the entire action, with prejudice, both parties to bear their own costs.

K&L GATES LLP

Dated: March 9, 2007

By:_____/s/_____
        Michael J. Bettinger

Attorneys for Plaintiff SPANSION, LLC

GIBSON, DUNN & CRUTCHER LLP

Dated: March 9, 2007

By:_____/s/_____
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Attorneys for Defendants
MACRONIX INTERNATIONAL, CO., LTD. and
MACRONIX AMERICA, INC.

ORDER

Good cause appearing therefore, the Court hereby orders that this action be dismissed with prejudice, both parties to bear their own costs, and the file closed. The Court's prior order dismissing this action without prejudice (Doc. #84) is hereby VACATED.

IT IS SO ORDERED.

Dated: 3/30/2007   _____
                                    United States District Court Judge